

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BRYAN WITBECK,

Plaintiff,

v.

EQUIPMENT TRANSPORT, LLC,

Defendant.

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Civil No. 1:17-cv-0498

Judge Sylvia H. Rambo

ORDER

In accordance with the accompanying memorandum of law, **IT IS HEREBY ORDERED** that Defendant's motion to dismiss is **GRANTED IN PART** and **DENIED IN PART**. The motion is granted as to Count II's FMLA interference claim and is denied as to all other claims. If Plaintiff wishes to file an amended complaint, he shall do so within fourteen (14) days of the date of this order.

s/Sylvia H. Rambo

SYLVIA H. RAMBO

United States District Judge

Dated: December 27, 2017